

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Prior Application Examiner: Frank Lu

Atty Docket: 017575.0661

Prior Group Art Unit: 1655

Client Docket: TAMUS1277

# REQUEST FOR FILING DIVISIONAL APPLICATION UNDER 37 C.F.R. § 1.53(b)

BOX PATENT APPLICATION

Commissioner for Patents Washington, D.C. 20231

NUMBER

EL483885192US

DATE OF DEPOSIT June 13: 2001

Thereby certify that this paper or fee is being deposited with the U.S. Postat Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C. F.R. 1.10 on the date indicated above and is addressed to: Commissioner for Patents, Washington, D.C. 20231

Signature

Signature

This is a request for filing a divisional application under Rule 53(b) (37 C.F.R. § 1.53(b)) of co-pending prior application Serial No. 09/460,718 filed on December 14, 1999 entitled "THROUGH BOND ENERGY TRANSFER IN FLUORESCENT DYES FOR LABELLING BIOLOGICAL MOLECULES".

Enclosed is a copy of the prior application Serial No. 09/460,718 as originally filed, including specification, claims, drawings, and declaration. The undersigned hereby verifies that the attached papers are a true copy of the prior application as originally filed and identified above, that no amendments (if any) referred to in the declaration filed to complete the prior application introduced new matter therein, and further that this statement was made with the knowledge that willful

 $\boxtimes$ 

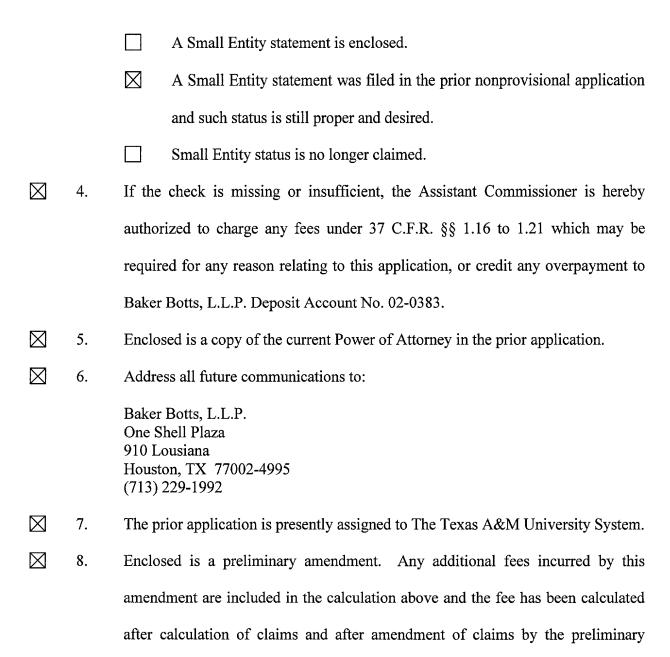
false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statement may jeopardize the validity of the application or any patent issuing thereon.

$\boxtimes$	The inventorship is the same as prior Application Serial No. 09/460,718.					
	Deletion of inventor(s). A signed statement is attached deleting					
	inventor(s) named in the prior application, see 37 C.F.R. § 1.63(d)(2) and					
	1.33(b).					
	Priority of foreign patent application number , filed on in					
	is claimed under 35 U.S.C. § 119(a)-(e). The certified copy:					
	is enclosed.					
	has been filed in the prior Application Serial No.					

2. Enclosed is a check in the amount of \$630 to cover the filing fee as calculated below and the fee for any new claims added in the Preliminary Amendment (if any) referenced below.

Small Entity Filing Fees Calculation

FOR	NUMBER	NUMBER	RATE	FEE
	FILED	EXTRA		
Basic Fee				355
Total Claims	46 - 20	26	X 9 =	235
Independent Claims	4 - 3	1	X 40	40
Multiple Dependent	0		135	0
Claims				
Total Filing Fees:				\$630



amendment.

Respectfully submitted,

Christopher J. Buntel, Ph.D.

Reg. No. 44,573

Customer No. 23640

AGENT FOR ASSIGNEE,

THE TEXAS A&M

UNIVERSITY SYSTEM

Baker Botts, L.L.P. One Shell Plaza 910 Lousiana Houston, TX 77002-4995 (713) 229-1992

June 13, 2001

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application Examiner: Frank Lu Atty Docket: 017575.0661

Prior Group Art Unit: 1655 Client Docket: TAMUS1277

### TRANSMITTAL LETTER

## **BOX PATENT APPLICATION**

Commissioner for Patents Washington, D.C. 20231



Dear Sir:

Applicant hereby submits the following documents to be filed with the United States Patent and Trademark Office:

- 1. Request for Filing Divisional Application Under 37 C.F.R. § 1.53(b);
- 2. Preliminary Amendment;
- 3. Check in the amount of \$630.00; and
- 4. Postcard.

Please date stamp and return the enclosed postcard evidencing receipt of the above mentioned document. We authorize the Commissioner to debit Deposit Account No. 02-0383 of Baker Botts L.L.P. for any underpayment of fees which may be due in association with this filing.

HOU03:780198.1 Transmittal Letter

Respectfully submitted,

Christopher J. Buntel, Ph.D.

Reg. No. 44,573 Customer No. 23640

AGENT FOR ASSIGNEE,

THE TEXAS A&M

UNIVERSITY SYSTEM

Baker Botts, L.L.P. One Shell Plaza 910 Louisiana Houston, TX 77002-4995 (713) 229-1992 (713) 229-7992 June 13, 2001